

Docket No.: 7319-7002RI

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Waldean A. SCHULZ et al.

Reissue application of Patent No.  
5,907,395

Applications Branch

Filed: June 6, 1997

For: OPTICAL FIBER PROBE FOR POSITION MEASUREMENT

REISSUE APPLICATION TRANSMITTAL

Honorable Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an application to reissue U.S. Patent No. 5,907,395 issued on May 25, 1999.

Enclosed are the following:

1. SPECIFICATION, CLAIMS AND DRAWINGS

- (a) ☒ 11 pages of specification  
☒ 14 pages of claims  
☒ 1 page of abstract

(b) ☒ 5 sheets of formal drawings

☐ No changes in the drawings upon which the original patent was issued are to be made. Therefore, in accordance with 37 CFR §1.174, please find attached, in the size required for original drawings:

- ☒ a copy of the printed drawings of the patent  
☐ a photoprint of the original drawings.

2. DECLARATION AND POWER OF ATTORNEY

- ☒ 2 pages of declaration and power of attorney

3. PRELIMINARY AMENDMENT

- ☒ attached

4. OFFER TO SURRENDER THE ORIGINAL LETTERS PATENT IN ACCORDANCE WITH 37 CFR §1.178

☒ attached

5. LETTERS PATENT

☐ original letters patent attached

☐ declaration that original letters patent lost or inaccessible

6. TITLE

In accordance with 37 CFR §1.171, this application for reissue is accompanied by:

☐ a certified copy of an abstract of title

☐ an order for an abstract of title; or

☒ Title to this patent resides in the named assignee who obtained the same from the listed inventors through assignment recorded at, Reel 8865, Frame 0211

7. INFORMATION DISCLOSURE STATEMENT

☐ attached

8. PRIORITY - 35 USC 120

☐ Priority of Patent Application filed on is claimed under 35 USC 120.

☐ The certified copies have been filed in prior application Serial No. filed on .

9. FEE CALCULATION (37 CFR 1.16(i) AND (j))

	Column 1	Column 2	Small Entity		Other Than Small Entity	
For:	No. Filed	No. Extra	Rate	Fee	Rate	Fee
Basic Fee:			\$345.00	\$345.00	\$690.00	\$
Total Claims:	= 71	51	x 9.00 =	\$459.00	x 18 =	\$
Indep Claims:	= 13	10	x 39.00 =	\$390.00	x 78 =	\$
Fee for Title Report						\$
			Total	\$1,194.00	Total	\$

10. SMALL ENTITY STATUS (if applicable)

☒ A verified statement that this filing is by a small entity is attached

11. ASSIGNMENT INFORMATION (if applicable)

☒ The original patent is assigned of record to Image Guided Technologies, Inc.

12. METHOD OF PAYMENT OF FEES

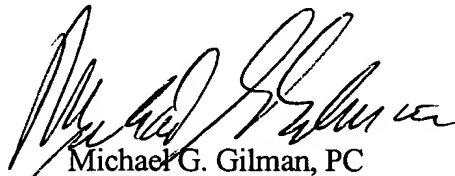
- ☐ Charge Deposit Account No. 07-1337 in the amount of \$. Two copies of this request are attached.
- ☒ A Check in the amount of \$1,194.00, attached hereto

13. AUTHORIZATION TO CHARGE ADDITIONAL FEES

- ☒ The Commissioner is hereby authorized to charge payment of any additional fees or credit any overpayment associated with this communication and during the entire pendency of this application to Deposit Account No. 07-1337.
- ☒ 37 CFR 1.16 (filing fees)
- ☒ 37 CFR 1.16 (presentation of extra claims)
- ☒ 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application.
- ☒ 37 CFR 1.17 (application processing fees)
- ☒ 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, Pursuant to 37 CFR 1.311(b).

Respectfully submitted,

LOWE HAUPTMAN GOPSTEIN  
GILMAN & BERNER, LLP



Michael G. Gilman, PC  
Registration No. 19,114  
Attorney for the applicant

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Date: August 18, 2000  
Attorney Docket Number 4440-001RI  
PTO Customer No. 22429  
MGG:vgg

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Filed: June 6, 1997

For: OPTICAL FIBER PROBE FOR POSITION MEASUREMENT

Applications Branch

REQUEST FOR TRANSFER OF DRAWINGS FOR REISSUE APPLICATION  
AND PROVISION OF TEMPORARY DRAWINGS

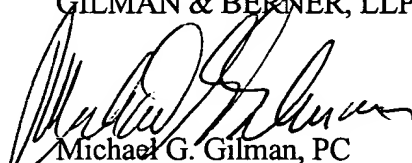
Honorable Assistant Commissioner  
for Patents  
Washington, D. C. 20231

Sir:

In accordance with the provisions of 37 CFR 1.174, applicants courteously request that the drawings of applicants' patent, U.S. Patent 5,907,395, Serial No. 08/870,296, filed June 6, 1997, be temporarily transferred to the present Reissue Application.. Applicants provide herewith 5 sheets of copies of the drawings set forth in the soft copy of the patent for the subject reissue application.

Respectfully submitted,

LOWE HAUPTMAN GOPSTEIN  
GILMAN & BERNER, LLP

  
Michael G. Gilman, PC  
Registration No. 19,114

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MGG:vgg

No Drawing Transfer gmd  
7/28/2005



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ASSIGNEE'S ASSENT TO REISSUE

Honorable Assistant Commissioner  
for Patents  
Washington, D. C. 20231

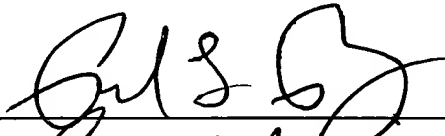

Sir:

In accordance with the provisions of 37 CFR 1.172, the undersigned Assignee of U.S. Patent 5,907,395 (IMAGE GUIDED TECHNOLOGIES, INC.) issued to Waldean A. SCHULZ et al., of which it is the owner by Assignment of the entire interest, hereby assents to filing of the accompanying reissue application therefor, and further assents to filing of the reissue oath by the inventors thereof. This is to further certify that, Waldean Schulz is authorized to act on behalf of IMAGE GUIDED TECHNOLOGIES, INC.

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: 6-26-2000

Jc864 U.S. PTO  
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Ronald M. Pasquini, inventor/patentee

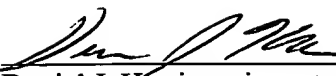
  
Daniel J. Harrison, inventor/patentee

  
Image Guided Technologies, Inc. assignee